

## EXHIBIT 5

**DECISIONS CERTIFYING ACTIONS BROUGHT PURSUANT TO ERISA § 502(a)(2),  
29 U.S.C. § 1132(a)(2)**

**A. Certifications in “Excessive Fee” Cases**

*Henderson, et al., v. Emory Univ., et al.*, No. 1:16-cv-02920 (N.D. Ga. Sept. 13, 2018) (certifying class under 23(b)(1)(A) and (B)).

*Fuller, et al., v. SunTrust Banks, Inc., et al.*, No. 1:11-cv-784, 2018 U.S. Dist. LEXIS 113108 (N.D. Ga. June 27, 2018) (certifying class under 23(b)(1)(A) and (B)).

*Clark v. Duke Univ.*, No. 1:16-cv-1044, 2018 WL 1801946 (M.D.N.C. April 13, 2018) (certifying class under 23(b)(1)(A) and (B)).

*Sacerdote v. New York Univ.*, No. 16-cv-6284, 2018 WL 840364 (S.D.N.Y. Feb. 13, 2018) (certifying 23(b)(1) Class)).

*Troudt v. Oracle Corporation, et al.*, No. 16-cv-0175 (D. Colo. Jan. 30, 2018) (certifying class and subclasses pursuant to Rule 23(b)(1)(A)).

*Wildman v. Am. Century Servs., LLC*, No. 16-cv-0737, 2017 WL 6045487 (W.D. Mo. Dec. 6, 2017) (certifying class and subclasses pursuant to Rule 23(b)(1)).

*Leber, et al., v. Citigroup 401(k) Plan Investment Committee*, 323 F.R.D. 145 (S.D.N.Y. Nov. 27, 2017) (certifying class under 23(b)(1)(B)).

*Marshall, et al., v. Northrop Grumman Corp., et al.*, No. 16-cv-6794 (C.D. Cal. Nov. 2, 2017) (certifying class and subclasses pursuant to Rules 23(a) and 23(b)(1)).

*Moreno, et al., v. Deutsche Bank Americas Holding Corp.*, No. 15-cv-9936, 2017 WL 3868803 (S.D.N.Y. Sept. 5, 2017) (certifying class and subclasses pursuant to Rules 23(a) and (b)(1)(B)).

*Sims v. BB & T Corp.*, No. 15-cv-732, 2017 WL 3730552 (M.D.N.C. Aug. 28, 2017) (certifying class and subclasses pursuant to Rules 23(a) and Rule 23(b)(1)(A)).

*Cryer v. Franklin Templeton Resources, Inc.*, No. 16-cv-4265, 2017 WL 4023149 (N.D. Cal. July 26, 2017) (certifying class and subclasses pursuant to Rule 23(b)(1)).

*Urakhchin v. Allianz Asset Mgmt. of Am., L.P.*, 2017 WL 2655678 (C.D. Cal. June 15, 2017) (certifying class and subclass pursuant to Rule 23(b)(1)).

*Rozo v. Principal Life Ins. Co.*, No. 14-cv-463, 2017 WL 2292834 (S.D. Iowa May 12, 2017) (certifying class and subclasses pursuant to Rules 23(a) and Rule 23(b)(1)(A)).

*Teets v. Great-West Life & Annuity Ins. Co.*, 315 F.R.D. 362 (D. Colo. 2016) (certifying class and subclasses pursuant to Rule 23(b)(1)(A)).

*Krueger v. Ameriprise Fin.*, 304 F.R.D. 559 (D. Minn. 2014) (certifying class under 23(b)(1)(A) and (B)).

*Spano v. Boeing Co.*, 294 F.R.D. 114, 127 (S.D. Ill. 2013) (certifying class and subclasses pursuant to Rule 23(b)(1)(A) and 23(b)(1)(B)).

*George v. Kraft Foods Global*, 270 F.R.D. 355, 369 (ND. Ill. 2010) (certifying class under Rule 23(b)(1)(B)).

*Tibble v. Edison Int'l*, No. 07-cv-5359, 2009 WL 6764541 (C.D. Cal. June 29, 2009) (granting class under 23(b)(1)(A)).

*Kanawi v. Bechtel Corp.*, 254 F.R.D. 102, 111 (N.D. Cal. 2008) (certifying under Rule 23(b)(1)(A)).

*Beesley v. Int'l Paper Co.*, No. 06-cv-00703, 2008 WL 4450319, at \*9 (S.D. Ill. Sept. 30, 2008) (certifying under Rule 23(b)(1)).

*Tussey v. ABB, Inc.*, No. 06-cv-4305, 2007 WL 4289694, at \*9 (W.D. Mo. Dec. 3, 2007) (finding certification of a class of plaintiffs appropriate under FED. R. CIV. P. 23(b)(1)(A) and (B)).

*Loomis v. Exelon Corp.*, No. 06-cv-4900, 2007 WL 2981951, at \*4 (N.D. Ill. June 26, 2007) (certifying under Rule 23(b)(1)(B)).

*In re: Northrop Grumman Corp. ERISA Litig.*, No. 06-cv-06213, 2011 WL 3505264 (C.D. Cal. Mar. 29, 2011) (certifying under Rule 23(b)(1)(B)).

*Figas v. Wells Fargo*, No. 08-cv-4546, 2010 WL 2943155 (D. Minn. Apr. 6, 2010) (certified under Rule 23(b)(3)).

*Taylor v. United Tech. Corp.*, No. 3:06-cv-1494, 2008 WL 2333120 (D. Conn. June 3, 2008) (certifying class under 23(b)(1)(A) and (B)).

*Cassell v. Vanderbilt Univ.*, 2018 WL 5264640 (M.D. Tenn. Oct. 23, 2018).

**B. Certifications In Other Actions Alleging Failure To Prudently Manage a Plan's Assets**

*In re: J.P. Morgan Stable Value Fund ERISA Litig.*, No. 12-cv-2548, 2017 WL 1273963 (S.D.N.Y. Mar. 31, 2017) (certifying class and subclasses pursuant to Rules 23(a) and 23(b)(3)).

*In re: SunTrust Banks, Inc., ERISA Litigation*, No. 1:08-cv-03384, 2016 WL 4377131 (N.D. Ga. Aug. 17, 2016) ((certifying class under 23(b)(1)(A) and (B)).

*Knight v. Lavine*, No. 12-cv-611, 2013 WL 427880, at \*5 (E.D. Va. Feb. 4, 2013) (finding certification appropriate under Rule 23(b)(1) and Rule 23(b)(2)).

*In re: YRC Worldwide, Inc., ERISA Litig.*, No. 09-cv-2593, 2011 WL 1303367, at \*8-\*12 (D. Kan. Apr. 6, 2011) (certifying class under Rule 23(b)(1)(B)).

*Yost v. First Horizon Nat. Corp.*, No. 08-cv-2293, 2011 WL 2182262, at \*13-\*14 (W.D. Tenn. June 3, 2011) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*Shanehchian v. Macy's, Inc.*, No. 07-cv-00828, 2011 WL 883659, at \*10 (S.D. Ohio Mar. 10, 2011) (conditionally certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*Board of Trustees of the AFTRA Ret. Fund v. JPMorgan Chase Bank, N.A.*, 269 F.R.D. 340, 345 (S.D.N.Y. 2010) (certifying class under 23(b)(3)).

*Harris v. Koenig*, 271 F.R.D. 383, 396 (D.D.C. 2010) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*Taylor v. ANB Bancshares, Inc.*, No. 08-cv-5170, 2010 WL 4627841, at \*13 (W.D. Ark. Oct. 18, 2010) (Magistrate Judge Report and Recommendation recommending certification under Rule 23(b)(1)(A) and 23(b)(1)(B)), adopted by District Court, No. 08-cv-5170, 2010 WL 4627672 (W.D. Ark. Nov. 4, 2010)).

*Hans v. Tharaldson*, No. 05-cv-115, 2010 WL 1856267, at \*10 (D.N.D. May 7, 2010) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*Moore v. Comcast Corp.*, 268 F.R.D. 530, 538 (E.D. Pa. 2010) (certifying under Rule 23(b)(1)(B)).

*Stanford v. Foamex, L.P.*, 263 F.R.D. 156, 175 (E.D. Pa. 2009) (certifying under Rule 23(b)(1)).

*In re: Nortel Networks Corp. "ERISA" Litig.*, No. 03-MD-01537, 2009 WL 3294827, at \*14-\*16 (M.D. Tenn. Sept. 2, 2009) (certifying under Rule 23(b)(1)(B) and 23(b)(1)(A)).

*In re: Merck & Co., Inc., Securities, Derivative & "ERISA" Litig.*, MDL No. 1658, 2009 WL 331426, at \*10-\*12 (D.N.J. Feb. 10, 2009) (certifying under Rule 23(b)(1)(B) and Rule 23(b)(1)(A)).

*Shirk v. Fifth Third Bancorp*, No. 05-cv-049, 2008 WL 4425535, at \*5 (S.D. Ohio Sept. 30, 2008) (certifying under Rule 23(b)(1)(B)).

*Lyell v. Farmers Group Inc. Employees' Pension Plan*, No. 07-cv-1576, 2008 WL 5111113, at \*7 (D. Ariz. Dec. 3, 2008) (granting certification of class pursuant to Rule 23(b)(1)).

*Tatum v. R.J. Reynolds Tobacco Co.*, 254 F.R.D. 59, at 66-67 (M.D.N.C. 2008) (certifying under Rule 23(b)(1)(B)).

*Alvidres v. Countrywide Financial Corp.*, No. 07-cv-5810, 2008 WL 1766927, at \*3 (C.D. Cal. Apr. 16, 2008) (certifying under Rule 23(b)(1)(A)).

*Brieger v. Tellabs, Inc.*, 245 F.R.D. 345, 356-57 (N.D. Ill. 2007) (certifying under Rule 23(b)(1)).

*Lively v. Dynegy, Inc.*, No. 05-cv-0063, 2007 WL 685861, at \*14-\*16 (S.D. Ill. Mar. 2, 2007) (certifying prudence claim under Rule 23(b)(1)(B)).

*Eslava v. Gulf Telephone Co.*, No. 04-cv-00297, 2007 WL 2298222, at \*6 (S.D. Ala. Aug. 7, 2007) (certifying under Rule 23(b)(1)(B)).

*Baker v. Kingsley*, No. 03-cv-1750, 2007 WL 1597654, at \*5 (N.D. Ill. May 31, 2007) (certifying class under Rule 23(b)(1)).

*Smith v. Aon Corp.*, 238 F.R.D. 609, 618 (N.D. Ill. 2006) (certifying under Rules 23(b)(1) and 23(b)(2)).

*In re: Polaroid ERISA Litig.*, 240 F.R.D. 65, 78 (S.D.N.Y. 2006) (certifying under Rule 23(b)(1)).

*In re: AOL Time Warner ERISA Litig.*, No. 02-cv-8853, 2006 WL 2789862, at \*4 (S.D.N.Y. Sept. 27, 2006) (certifying under Rule 23(b)(1)(B)).

*In re: Tyco Int'l Ltd.*, No. 02-MD-1335, 2006 WL 2349338, at \*7-\*8 (D.N.H. Aug. 15, 2006) (certifying under Rule 23(b)(1)(B)).

*Colesberry v. Ruiz Food Products, Inc.*, No. 04-cv-5516, 2006 WL 1875444, at \*5 (E.D. Cal. June 30, 2006) (certifying under Rule 23(b)(1)(B)).

*In re: Aquila ERISA Litig.*, 237 F.R.D. 202, 213 (W.D. Mo. 2006) (certifying under Rule 23(B)(1)(A)).

*In re: Enron Corp. Sec., Derivative & "ERISA" Litig.*, MDL No. 1446, 2006 WL 1662596, at \*13-\*19 (S.D. Tex. June 7, 2006) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B), and in the alternative, under Rule 23(b)(3)).

*Rogers v. Baxter Int'l.*, No. 04-cv-6476, 2006 WL 794734, at \*8-\*11 (N.D. Ill. Mar. 22, 2006) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*DiFelice v. U.S. Airways, Inc.*, 235 F.R.D. 70, 80 (E.D. Va. 2006) (finding certification of the proposed class appropriate under Rule 23(b)(1)).

*Kirse v. McCullough*, No. 04-cv-1067, 2005 WL 3302008, at \*3 (W.D. Mo. Dec. 5, 2005) (certifying under Rule 23(b)(2)).

*In re: ADC Telecoms., Inc.*, No. 03-cv-2989, 2005 WL 2250782, at \*4-\*5 (D. Minn. Sept. 15, 2005) (certifying under Rule 23(b)(1)).

*In re: Williams Co. ERISA Litig.*, 231 F.R.D. 416, 424-25 (N.D. Okla. 2005) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B), and in the alternative, under Rule 23(b)(2)).

*In re: Syncor ERISA Litig.*, 227 F.R.D. 338, 346 (C.D. Cal. 2005) (certifying under Rule 23(b)(10)(B)).

*In re: Enron Corp. Sec., Derivative, & ERISA Litig.*, 228 F.R.D. 541, 556 (S.D. Tex. 2005) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*Baker v. Comprehensive Employee Solutions*, 227 F.R.D. 354, 360 (D. Utah 2005) (finding certification appropriate under both (b)(1)(A) and (b)(1)(B)).

*Godshall v. Franklin Mont Co.*, No. 01-cv-6539, 2004 WL 2745890, at \*3 (E.D. Pa. Dec. 1, 2004) (certifying under Rule 23(b)(1)(B)).

*In re: Global Crossing Sec. & ERISA Litig.*, 225 F.R.D. 436, 453 (S.D.N.Y. 2004) (certifying under Rules 23(b)(1) and 23(b)(2)).

*In re: CMS Energy ERISA Litig.*, 225 F.R.D. 539, 545-46 (E.D. Mich. 2004) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*Rankin v. Rots*, 220 F.R.D. 511, 522-23 (E.D. Mich. 2004) (certifying under Rule 23(b)(1)(A) and 23(b)(1)(B)).

*In re: WorldCom Inc. ERISA Litig.*, No. 02-cv-4816, 2004 WL 2211664, at \*3 (S.D.N.Y. Oct. 4, 2004) (certifying under Rule 23(b)(1)(B)).

*Furstenau v. AT&T Corp.*, No. 02-cv-5409, 2004 WL 5582592, at \*4 (D.N.J. Sept. 2, 2004) (certifying under Rule 23(b)(1)).

*In re: Electronic Data Sys. Corp. ERISA Litig.*, 224 F.R.D. 613, 628-30 (E.D. Tex. 2004) (certifying prudence claims under Rule 23(b)(1)(A) and (B) and Rule 23(b)(2)).

*Nelson v. IPALCO Enter., Inc.*, No. 02-cv-477, 2003 WL 23101792, at \*10-\*15 (S.D. Ind. Sept. 30, 2003) (certifying under Rule 23(b)(3)).

*Kolar v. Rite Aid Corp.*, No. 01-cv-1229, 2003 WL 1257272, at \*3 (E.D. Pa. Mar. 11, 2003) (certifying under Rule 23(b)(1)).

*Babcock v. Computer Associates Int'l, Inc.*, 212 F.R.D. 126, 131-32 (E.D.N.Y. 2003) (certifying under Rule 23(b)(1) and Rule 23(b)(3)).

*Koch v. Dwyer*, No. 98-cv-5519, 2001 WL 289972, at \*4-\*5 (S.D.N.Y. Mar. 23, 2001) (certifying under Rule 23(b)(1)).

*In re: Ikon Office Solutions, Inc.*, 191 F.R.D. 457, 466-67 (E.D. Pa. 2000) (certifying under Rule 23(b)(1)).

*In re: Schering-Plough Corp. Enhance ERISA Litig.*, 2012 LW 1964451 (D.N.J. Dec. 16, 2010).

*Cunningham, et al., v. WAWA, Inc., et al*, 387 F.Supp.3d 529 (E.D. Pa. 2019).